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REQUEST FOR THE INCLUSION OF AN ADDITIONAL ITEM IN THE PROVISIONAL AGENDA OF THE FORTY-FIFTH SESSION

CONCILIATION RULES OF THE UNITED NATIONS

Letter dated 6 July 1990 from the Permanent Representative of Guatemala to the United Nations addressed to the Secretary-General

Corrigendum

Page 3, paragraph 10

Replace the existing text with the following:

10. The draft rules are based not only on the work of the International Law Institute already referred to but also on the main multilateral conventions which have been adopted with regard to conciliation: the Convention of The Hague on the Pacific Settlement of International Disputes of 1907, the General Act of 1928, revised by the General Assembly in 1948, the Pact of Bogotá of 1948, the European Convention for the Settlement of Disputes of 1957, the Convention on the Settlement of Investment Disputes between States and Nationals of Other States together with their respective rules of conciliation, and the annexes relating to conciliation of the Convention on the Law of Treaties and the United Nations Convention on the Law of the Sea. Guatemala has also taken into account the pertinent recommendations made by the Assembly of the League of Nations in 1922 and, of course, the useful work of legal writers who have dealt with the subject of conciliation. As already pointed out, Guatemala has also introduced new provisions. These include some provisions taken from the UNCITRAL rules and others which associate the recommended conciliation procedure and the Secretary-General of the United Nations who, in the opinion of the Guatemalan Government, can provide valuable organizational and administrative assistance to States wishing to settle their disputes by ad hoc conciliation agreements. This association of the

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Secretary-General in the settlement of disputes by conciliation is in line with paragraph 20 of the Declaration on the Prevention and Removal of Disputes and Situations Which May Threaten International Peace and Security and on the Role of the United Nations in this field, annexed to General Assembly resolution 43/51 of 5 December 1988.